

United States Bankruptcy Court for the:

Eastern District of Texas

Case number (if known): Chapter 11

☐ Check if this is an amended filing

## Official Form 201

## Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/24

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Kodiak Trenching and Boring, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 46-2155045

4. Debtor's address

Principal place of business

4000 N White Chapel Blvd

Number Street

Southlake TX 76092

City State ZIP Code

Denton County

County

Mailing address, if different from principal place of business

Number Street

P.O. Box

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify:

Debtor Kodiak Trenching and Boring, LLC  
Name  
Case number (if known)

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☐ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)  
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)  
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.

See <http://www.naics.com/search/>.

2371

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7  
☐ Chapter 9  
☒ Chapter 11. Check all that apply:

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725 (amount subject to adjustment on 4/01/25 and every 3 years after that).  
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).  
☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.  
☐ A plan is being filed with this petition.  
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).  
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.  
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☒ No

☐ Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY  
District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

If more than 2 cases, attach a separate list.

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

☐ No

☒ Yes. Debtor Oryx Oilfield Services, LLC Relationship Affiliate  
District Eastern District of Texas When \_\_\_\_\_  
Case number, if known \_\_\_\_\_  
MM / DD / YYYY

List all cases. If more than 1, attach a separate list.

Debtor Kodiak Trenching and Boring, LLC  
Name \_\_\_\_\_ Case number (if known) \_\_\_\_\_

**11. Why is the case filed in *this* district?**

*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

- ☒ No
- ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** *(Check all that apply.)*

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other \_\_\_\_\_

**Where is the property?**

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_

**Is the property insured?**

- ☐ No
- ☐ Yes. Insurance agency \_\_\_\_\_
- Contact name \_\_\_\_\_
- Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds**

*Check one:*

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

**14. Estimated number of creditors**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5,001-10,000  | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

**15. Estimated assets**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million    | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000      | <input type="checkbox"/> \$10,000,001-\$50 million   | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000     | <input type="checkbox"/> \$50,000,001-\$100 million  | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million   | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion        |

Debtor Kodiak Trenching and Boring, LLC  
Name

Case number (if known)

16. Estimated liabilities

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> \$0-\$50,000          | <input type="checkbox"/> \$1,000,001-\$10 million             | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000    | <input checked="" type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000   | <input type="checkbox"/> \$50,000,001-\$100 million           | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million          | <input type="checkbox"/> More than \$50 billion        |

Request for Relief, Declaration, and Signatures

**WARNING --** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 07/12/2024  
MM / DD / YYYY

X /s/ Matthew J. Mahone  
Signature of authorized representative of debtor

Matthew J. Mahone  
Printed name

Title Managing Member

18. Signature of attorney

X /s/ Frank Wright  
Signature of attorney for debtor

Date 07/12/2024  
MM / DD / YYYY

Frank Wright  
Printed name

Law Offices of Frank J. Wright, PLLC  
Firm name

1800 Valley View Lane 250

Number	Street	TX	75234
<u>Farmers Branch</u>		State	ZIP Code

<u>214-238-4153</u>	<u>frank@fjwright.law</u>
Contact phone	Email address

<u>22028800</u>	TX
Bar number	State

Debtor \_\_\_\_\_ Case number (if known) \_\_\_\_\_  
First Name Middle Name Last Name

**Continuation Sheet for Official Form 201**

**10) Pending Bankruptcies**

**Oryx Oilfield Eastern District  
Holdings, LLC of Texas**

**Kodiak Excavation Eastern District  
& Utilities, LLC of Texas**

**Fill in this information to identify the case:**

Debtor name Kodiak Trenching and Boring, LLC

United States Bankruptcy Court for the: Eastern District of Texas

Case number (If known): \_\_\_\_\_

☐ Check if this is an amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	Thompson Pipegroup 800 CR 209  Dallas, TX, 76009		Suppliers or Vendors				1,007,627.94
2	First Midwest Equipment Finance Co. 520 N CASS AVE STE 1 WESTMONT, IL, 60559		Monies Loaned / Advanced				835,324.88
3	Mack Financial Services 8003 Piedmont Triad Pkwy  Greensboro, NC, 27409		Monies Loaned / Advanced				442,920.64
4	Barco Pump 940 Hensley Lane  Wylie, TX, 75098		Suppliers or Vendors				243,213.87
5	Cumming Construction Management, Inc 25220 Hancock Ave Suite 440 Murrieta, CA, 92562		Suppliers or Vendors				151,362.97
6	Trench Plate Rental Co 13217 Laureldale Ave  Downey, CA, 90242		Suppliers or Vendors				150,774.16
7	Ramey & Flock 100 East Ferguson St. Suite 500 Tyler, TX, 75702		Services				145,292.61
8	Texas First Rentals PO Box 650869  Dallas, TX, 75265		Suppliers or Vendors				140,638.69

Debtor Kodiak Trenching and Boring, LLC  
Name

Case number (if known)

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	National Trench Safety 260 North Sam Houston PKWY E#200 Houston, TX, 77060		Suppliers or Vendors				108,792.18
10	Sunbelt Rentals PO Box 409211  Atlanta, GA, 30384		Suppliers or Vendors				85,120.65
11	Kirby Smith Machinery PO BOX 270360  Oklahoma City, OK, 73137		Suppliers or Vendors				63,411.43
12	Gulf Coast Grouting, Inc. 100 East Ferguson St. Suite 500 Tyler, TX, 75702		Suppliers or Vendors				62,867.14
13	Williams Scotsman, Inc. 901 S. Bond Street Suite 600 Baltimore, MD, 21231		Suppliers or Vendors				50,121.75
14	Equify Financial, LLC 777 Main Street STE 3900 Fort Worth, TX, 76102		Monies Loaned / Advanced				40,373.17
15	Texas First Rentals LLC PO Box 650869  Dallas, TX, 75265		Suppliers or Vendors				33,080.17
16	Ditch Witch Financial Services Corporation Services Company c/o 211 E. 7th Street Suite 620 Austin, TX, 78701		Monies Loaned / Advanced				22,764.12
17	Atmos Energy PO Box 650205  Dallas, TX, 75265		Services				9,987.48
18	United Rentals (North America), 13217 Laureldale Ave  Downey, CA, 90242		Suppliers or Vendors				4,743.78
19	Vermeer Equipment of Texas, Inc. PO Box 650823  Dallas, TX, 75265		Suppliers or Vendors				1,997.23
20	Bell Nunnally & Martin, LLP 2323 Ross Ave #1900 Dallas, TX, 75201		Services				871.50

Atmos Energy  
PO Box 650205  
Dallas, TX 75265

First Midwest Equipment Finance Co.  
520 N CASS AVE  
STE 1  
WESTMONT, IL 60559

Bane Machinery Fort Worth LP  
10505 N Fwy  
Fort Worth, TX 76177

Georgia Department of Revenue  
PO BOX 105482  
Atlanta, GA 30348

Barco Pump  
940 Hensley Lane  
Wylie, TX 75098

Gray Reed  
1300 Post Oak Boulevard  
Suite 2000  
Houston, TX 77056

Bell Nunnally & Martin, LLP  
2323 Ross Ave  
Dallas, TX 75201

Gulf Coast Grouting, Inc  
PO Box 1149  
Huffman, TX 77336-11494

BMF  
1820 Avenue M  
Suite #125  
Brooklyn, NY 11230

Gulf Coast Grouting, Inc.  
100 East Ferguson St.  
Suite 500  
Tyler, TX 75702

BTH Bank  
6657 OLD JACKSONVILLE HIGHWAY  
TYLER, TX 75703

Holt Cat  
2000 E Airport Freeway  
Irving, TX 75062

Buyers  
7513 Pebble Dr  
Fort Worth, TX 76118

Internal Revenue Service  
PO Box 7346  
Philadelphia, PA 19101

Carson Law Group, PLLC  
125 S Congress St  
Jackson, MS 39201

Kirby Smith Machinery  
PO BOX 270360  
Oklahoma City, OK 73137

Caterpillar Financial Services  
P.O. Box 340001  
Nashville, TN 37203

Mack Financial Services  
8003 Piedmont Triad Pkwy  
Greensboro, NC 27409

Cumming Construction Management, Inc  
25220 Hancock Ave  
Suite 440  
Murrieta, CA 92562

National Trench Safety  
260 North Sam Houston  
PKWY E#200  
Houston, TX 77060

Ditch Witch Financial Services  
Corporation Services Company c/o 211 E.  
Suite 620  
Austin, TX 78701

North Texas Tollway Authority  
Po BOX 660244  
Dallas, TX 75266

Equify Financial, LLC  
777 Main Street  
STE 3900  
Fort Worth, TX 76102



Office of the US Trustee  
110 N. College Ave.  
Suite 300  
Tyler, TX 75702

United Rentals (North America),  
13217 Laureldale Ave  
Downey, CA 90242

Ramey & Flock  
100 East Ferguson St.  
Suite 500  
Tyler, TX 75702

Vermeer Equipment of Texas, Inc.  
PO Box 650823  
Dallas, TX 75265

Republic Services  
Po Box 78829  
Phoenix, AZ 85062

VFS US LLC  
PO Box 26131  
Greensboro, NC 27402

Sunbelt Rentals  
PO Box 409211  
Atlanta, GA 30384

Williams Scotsman, Inc.  
901 S . Bond Street  
Suite 600  
Baltimore, MD 21231

Texas Comptroller of Public Accounts  
111 E. 17th St  
Austin, TX 78774

Texas First Rentals  
PO Box 650869  
Dallas, TX 75265

Texas First Rentals LLC  
PO Box 650869  
Dallas, TX 75265

Thompson Pipegroup  
800 CR 209  
Dallas, TX 76009

Trench Plate Rental Co  
13217 Laureldale Ave  
Downey, CA 90242

TX Tag  
PO BOX 605749  
Dallas, TX 75265

TXU Energy  
PO Box 650638  
Dallas, TX 75265

U.S. Department of Labor  
525 S. Griffin St.  
Suite 707  
Dallas, TX 75202

United States Bankruptcy Court  
Eastern District of Texas

In re: Kodiak Trenching and Boring, LLC

Case No.

Chapter 11

Debtor(s)

**Verification of Creditor Matrix**

The above-named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of their knowledge.

Date: 07/12/2024

/s/ Matthew J. Mahone

Signature of Individual signing on behalf of debtor

Managing Member

Position or relationship to debtor